

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
MIDDLE DISTRICT OF ALABAMA, EASTERN DIVISION

OWEN J. ROGAL, D.D.S.,)	
P.C. d/b/a THE PAIN CENTER,)	
)	
Plaintiff,)	
)	
v.)	CIVIL ACTION NO.
)	3:06cv728-MHT
)	
SKILSTAF, INC.,)	
)	
Defendant.)	

ORDER

It is ORDERED that the motion to dismiss (doc. no. 3) is denied without prejudice. The motion appears to raise factual issues that should be resolved on a summary-judgment motion after a reasonable opportunity for discovery.

DONE, this the 26th day of September, 2006.

/s/ Myron H. Thompson
UNITED STATES DISTRICT JUDGE